

THE HONORABLE MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

EUGENE J. ORRICO; BRIAN J. ORRICO;  
BETTE J. ORRICO; JEAN M. ORRICO;  
CRAIG A. ORRICO; JOHN E. ORRICO;  
WAYNE V. KEENER; THE RESIDUARY  
TRUST OF CAROL M. KEENER, BY  
AND THROUGH WAYNE V. KEENER  
and CHRISTINA THOREN, Co-Trustees,

Plaintiffs,

v.

ALLIANT FOODSERVICE, INC., a  
Delaware corporation, and U.S.  
FOODSERVICE, a Delaware corporation,

Defendants.

No. CV-02-1250P

ORDER DIRECTING DISBURSEMENT  
OF CASH BOND

This matter came before the Court on the Motion for Order Directing Disbursement of Cash Bond filed on behalf of Alliant Foodservice, Inc. ("Alliant") and U.S. Foodservice ("USF"). Pursuant to this Court's Order dated July 14, 2003 and FRAP 7, Alliant and USF posted a cash bond with the Court in the amount of \$8,172,000.00, which included the principal amount of the judgment and prejudgment interest (calculated from December 1, 2001), on July 16, 2003. Based on the Court's consideration of the Motion for Order Directing Disbursement of Cash Deposit, any pleadings filed in opposition or support thereof, and the record and file herein.

[PROPOSED] ORDER DIRECTING  
DISBURSEMENT OF CASH BOND - 1

Cause No.: CV-02-1250P

Seattle-3248241.1 0031382-00002

STOEL RIVES LLP  
ATTORNEYS  
600 University Street, Suite 3600, Seattle, WA 98101-3197  
Telephone (206) 624-0900

1 IT IS HEREBY ORDERED that:

2 The clerk is authorized and directed to draw a check on the funds on deposit in the  
3 registry of this Court in the principal amount of \$8,172,000.00, plus all accrued interest, minus  
4 statutory user fees, to be made payable to "Stoel Rives LLP IOLTA Trust Account." Upon  
5 preparation of the check payable to "Stoel Rives LLP IOLTA Trust Account," the clerk shall  
6 deliver the check for pick-up at the Court's clerk's office and notify J. Ronald Sim or Christina  
7 L. Haring at Stoel Rives LLP at (206) 624-0900 by telephone that the check is ready to be picked  
8 up at the Court's clerk's office.

9  
10 Dated: \_\_\_\_July 6\_\_\_\_\_, 2005.

11  
12 \_\_\_\_\_/s Marsha J. Pechman\_\_\_\_\_  
The Honorable Marsha J. Pechman

13 Presented by:

14 STOEL RIVES LLP

15  
16 By /S/ J. Ronald Sim  
17 J. Ronald Sim, WSBA No. 4888  
18 Email: jrsim@stoel.com

19 Christina L. Haring, WSBA No. 30121  
Email: clharing@stoel.com

20 Attorneys for Defendants Alliant Foodservice, Inc. and  
21 U.S. Foodservice

1 Approved as to form;  
2 Notice of Presentation waived

3 RIDDELL WILLIAMS P.S.

4 By \_\_\_\_\_  
5 John D. Lowery, WSBA No. 6633  
6 Gavin W. Skok, WSBA No. 29766  
Attorneys for Plaintiffs

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[PROPOSED] ORDER DIRECTING  
DISBURSEMENT OF CASH BOND - 3  
Cause No.: CV-02-1250P

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